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Harold L. Novick (oc. 100), Of Counsel

Gregory B. Kang wc, Nr. On Subbutical

Irvin A. Lavine, Reired Donald M. Sandler, Revised

Potent, Trademark and Copyright Causes, Unfair Competition, Trade Secrets, Licensing and Litigation

THE NATH LAW GROUP

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*Practice limited to Matters and Proceedings before Federal Courts and Agencies; not Admitted

**Registered Patent Agent: not Admitted in VA

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Alvin E. Tanenholtz .-

Matthew J. Moffa.

NOV 2 7 2007

APPLICATION ASSISTANCE UNIT To:

1-571-273-8300

From: THE NATH LAW GROUP

U.S. Filing Department

Notice Regarding Power of Attorney Re:

Attorney Docket No. 90743U

Inventors: Serial No .:

Title:

HAHN, et al.

09/992,491

Filing Date:

November 21, 2001

REDUCING SKIN IRRITATION

Art Unit:

1617 Examiner:

Yu, G.

Conf. No.:

9928

TOPICAL PRODUCT FORMULATIONS CONTAINING STRONTIUM FOR

Total Number of Pages: 8

Comments:

Please find enclosed a copy of the Revocation and Power of Attorney and Statement under CFR 3.73(b) for resubmission. Also enclosed is the stamped filing receipt and signed transmittal letter.

Respectfully submitted,

THE NATH LAW GROUP

Date: November Lt 2007

Gary M. Nath Reg. No. 26,965

Charles D. Niebylski, Reg. No. 46,116

Customer No. 20529

SHOULD ANY DIFFICULTIES BE INCURRED WITH THE RECEIPT OF THIS FACSIMILE TRANSMISSION (IN WHOLE OR IN PART), PLEASE CONTACT THE SENDER AT THE ABOVE TELEPHONE NUMBER FOR RETRANSMISSION.

GMN/CDN/le

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UNITED STATES PATENT AND TRADEMARK OFFICE

NOV 2 7 2007

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS Advanda, Vugris 2311-1420 own.uspb.gov

APPLICATION NUMBER
09/992,491

FILING OR 371(C) DATE 11/21/2001

FIRST NAMED APPLICANT

ATTY, DOCKET NO /TITLE

Gary S. Hahn

SENSORY 0003.CON3
CONFIRMATION NO. 9928

IMPROPER CPOA LETTER

36032 THE GRIFFITH LAW FIRM, A P.C. 991C Lomas Santa Fe Drive Suite 450 Solana Beach, CA 92075



Date Mailed: 11/14/2007

NOTICE REGARDING POWER OF ATTORNEY

This is in response to the Power of Attorney filed 11/05/2007. The Power of Attorney in this application is not accepted for the reason(s) listed below:

 The Power of Attorney is from an assignee and the Certificate required by 37 CFR 3.73(b) has not been received.

/snguyen/

Office of Initial Patent Examination (571) 272-4000 or 1-800-PTO-9199

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NOV 2 7 2007

Mail Stop ISSUE FEE Attorney Docket No. 90743U

FILING RECEIPT

Inventor(s):

HAHN, et al.

Art Unit: 1617

Serial No.:

09/992,491

Examiner: Yu, G.

Filing Date:

November 21, 2001

Conf. No.: 9928

Title:

TOPICAL PRODUCT FORMULATIONS CONTAINING STRONTIUM FOR

REDUCING SKIN IRRITATION

DOCUMENTS BEING FILED:

THE PTO STAMP HEREON ACKNOWLEDGES RECEIPT OF:

- Transmittal Letter;
- Revocation and Power of Attorney by Assignee; 2.
- Statement under 37 CFR 3.73(b); 3.
- Change of Name with Certificate of Amendment of Articles of Incorporation, with Recordation Cover Sheet, in favor of Cosmederm, Inc.; and
- Check no. 5094 in the amount of \$40.00 for the Recordation Fee for recording the Change of Name with 5. Certificate of Amendment of Articles of Incorporation.

Date: October 19, 2007

THE NATH LAW GROUP

112 South West Street Alexandria, VA 22314 Phone: 1-703-548-6284 Fax: 1-703-683-8396

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NOV 2 7 2007

Mail Stop ISSUE FEE Attorney Docket No. 90743U

Nov-27-07 18:16;

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s):

HAHN, et al.

Art Unit: 1617

Serial No.:

09/992,491

Examiner: Yu, G.

Filing Date:

November 21, 2001

Conf. No.: 9928

Title:

TOPICAL PRODUCT FORMULATIONS CONTAINING STRONTIUM FOR

REDUCING SKIN IRRITATION

TRANSMITTAL LETTER

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- 1. Revocation and Power of Attorney by Assignce;
- Statement under 37 CFR 3.73(b);
- Change of Name with Certificate of Amendment of Articles of Incorporation, with Recordation Cover Sheet, in favor of Cosmederm, Inc.; and
- 4. Check no. 5094 in the amount of \$40.00 for the Recordation Fee for recording the Change of Name with Certificate of Amendment of Articles of Incorporation.

Respectfully submitted,

THE NATH LAW GROUP

Date: October 19, 2007

Gary M. Nagh, Reg. No. 26,965

Charles D. Niebyrski, Reg. No. 46,116

Customer No. 20529

RECEIVED CENTRAL FAX CENTER

NOV 2 7 2007

Attorney Docket No. 90743U

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s):

HAHN, et al.

Appl. No.:

09/992,491

Filing Date:

November 21, 2001

Title:

TOPICAL PRODUCT FORMULATIONS CONTAINING STRONTIUM FOR

REDUCING SKIN IRRITATION

REVOCATION AND POWER OF ATTORNEY BY ASSIGNEE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

The Assignee hereby revokes any previous Power of Attorney and appoints the Practitioners associated with the following Customer Number:

20529

as our attorneys to prosecute this application and transact all business in the U.S. Patent and Trademark Office connected therewith.

Send Correspondence to:

Gary M. Nath

Customer No. 20529

THE NATH LAW GROUP

112 South West Street Alexandria, VA 22314

Direct Telephone Calls to: Gary M. Nath at 1-703-548 6284

By: COSMEDERM, INC.

10/17/07

Signature

Typed or Printed Name: Sean Edwards Title: President, Cosmedorm, Inc. 703 683 8383;

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NOV 2 7 2007

Attorney Docket No. 90743U

STATEMENT UNDER 37 CFR 3.73(b)

Applicant: Gary S. Hah Application No. 09/992,491

Gary S. Hahn and David C. Thueson

09/992,491 Filed: November 21, 2001
TOPICAL PRODUCT FORMULATIONS CONTAINING STRONTIUM FOR

Entitled:

REDUCING SKIN IRRITATION

COSMEDERM, INC. (Name of Assignee), a corporation (Type of Assignee, e.g., corporation, partnership, university, government agency) states that it is:

- 1. $\overline{\mathbf{x}}$ the assigned of the entire right, title, and interest; or
- 2. __ an assignee of an undivided part interest in the patent application identified above by virtue of:
- A. [] An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel ______ frame _____ or for which a copy thereof is attached; or
- B. $[\mathbf{X}]$ A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:
 - 1. From: Akcess Acquisition Group LLC

To: Dura Pharmacouticals, Inc.

The document was recorded in the Patent and Trademark Office at Reel $\underline{013705}$, Frame $\underline{0735}$, or a copy thereof is attached.

- 2. From: Cosmederm Technologies, Inc.
 - To: Akcess Acquisition Group LLC

The document was recorded in the Patent and Trademark Office at Reel $\underline{016580}$, Frame $\underline{0001}$, or a copy thereof is attached.

- From: Akcess Acquisition Group LLC
 - To: Cosmederm Technologies, LLC

The document was recorded in the Patent and Trademark Office at Reel 016004, Frame 0022, or a copy thereof is attached.

Page 1 of 3

Attorney Docket No. 90743U

4. From: Cosmederm Technologies, LLC

To: Sensory Systems

The document was recorded in the Patent and Trademark Office at Recl $\underline{013699}$, Frame $\underline{0115}$, or a copy thereof is attached.

5. From: Akcess Acquistion, LLC

Sensory Systems

To: Elan Pharmaceuticals, Inc. / Dura Pharmaceuticals

The document was recorded in the Patent and Trademark Office at Reel 015583, Frame 0469, or a copy thereof is attached.

6. From: Elan Pharmaceuticals, Inc. (Successor in Interest to Dura Phármaceuticals, Inc.

To: Cosmederm Technologies, Inc.

The document was recorded in the Patent and Trademark Office at Reel 013699, Frame 0103, or a copy thereof is attached.

7. From: Cosmederm Technologies, Inc.

To: Sensory Systems

The document was recorded in the Patent and Trademark Office at Reel $\underline{015931}$, Frame $\underline{0237}$, or a copy thereof is attached.

- [] Additional documents in the chain of title are listed on a supplemental sheet; or
- C. [X] Copies of assignments or other documents in the chain of title are attached. A copy of a Certification of Amendment of Articles of Incorporation, dated May 30, 2007, changing the name of Sensory Systems to Cosmederm, Inc., is attached, and is also concurrently filed today for recordation in the U.S. Patent and Trademark Office Assignment Division.

Attorney Docket No. 90743U

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

Signature

Typed or Printed Name: <u>Sean Edwards</u> Title: <u>President</u>, <u>Cosmederm</u>, <u>Inc.</u>